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HOUSE BILL 1310

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State of Washington

57th Legislature

2001 Regular Session

By Representatives Hatfield, Mitchell, Woods, Mielke, Wood, Hankins, Morell, Santos, Rockefeller, Edmonds and Haigh

Read first time 01/23/2001. Referred to Committee on Transportation.

1 AN ACT Relating to subagent service and registration fees; and  
2 amending RCW 46.01.140.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 46.01.140 and 1996 c 315 s 1 are each amended to read  
5 as follows:

6 (1) The county auditor, if appointed by the director of  
7 licensing shall carry out the provisions of this title relating to  
8 the licensing of vehicles and the issuance of vehicle license  
9 number plates under the direction and supervision of the director  
10 and may with the approval of the director appoint assistants as  
11 special deputies and recommend subagents to accept applications  
12 and collect fees for vehicle licenses and transfers and to deliver  
13 vehicle license number plates.

14 (2) A county auditor appointed by the director may request that  
15 the director appoint subagencies within the county. Upon  
16 authorization of the director, the auditor shall advertise a  
17 request for proposals and use the process for soliciting vendors  
18 under RCW 39.04.190(2), except that the provision requiring the

1 contract to be awarded to the lowest responsible bidder shall not  
2 apply. The auditor shall submit all proposals to the director, and  
3 shall recommend the appointment of one or more subagents who have  
4 applied through the request for proposal process. The director has  
5 final appointment authority.

6 (3)(a) A county auditor who is appointed as an agent by the  
7 department shall enter into a standard contract provided by the  
8 director, developed with the advice of the title and registration  
9 advisory committee.

10 (b) A subagent appointed under subsection (2) of this section  
11 shall enter into a standard contract with the county auditor,  
12 developed with the advice of the title and registration advisory  
13 committee. The director shall provide the standard contract to  
14 county auditors.

15 (c) The contracts provided for in (a) and (b) of this  
16 subsection must contain at a minimum provisions that:

17 (i) Describe the responsibilities, and where applicable, the  
18 liability, of each party relating to the service expectations and  
19 levels, equipment to be supplied by the department, and equipment  
20 maintenance;

21 (ii) Require the specific type of insurance or bonds so that  
22 the state is protected against any loss of collected motor vehicle  
23 tax revenues or loss of equipment;

24 (iii) Specify the amount of training that will be provided by  
25 the state, the county auditor, or subagents;

26 (iv) Describe allowable costs that may be charged to vehicle  
27 licensing activities as provided for in (d) of this subsection;

28 (v) Describe the causes and procedures for termination of the  
29 contract, which may include mediation and binding arbitration.

30 (d) The department shall develop procedures that will  
31 standardize and prescribe allowable costs that may be assigned to  
32 vehicle licensing and vessel registration and title activities  
33 performed by county auditors.

34 (e) The contracts may include any provision that the director  
35 deems necessary to ensure acceptable service and the full  
36 collection of vehicle and vessel tax revenues.

37 (f) The director may waive any provisions of the contract

1 deemed necessary in order to ensure that readily accessible  
2 service is provided to the citizens of the state.

3 (4)(a) At any time any application is made to the director, the  
4 county auditor, or other agent pursuant to any law dealing with  
5 licenses, registration, or the right to operate any vehicle or  
6 vessel upon the public highways or waters of this state, excluding  
7 applicants already paying such fee under RCW 46.16.070 or  
8 46.16.085, the applicant shall pay to the director, county  
9 auditor, or other agent a fee of three dollars for each  
10 application in addition to any other fees required by law.

11 (b) Counties that do not cover the expenses of vehicle  
12 licensing and vessel registration and title activities may submit  
13 to the department a request for cost-coverage moneys. The request  
14 must be submitted on a form developed by the department. The  
15 department shall develop procedures to verify whether a request is  
16 reasonable. Payment shall be made on requests found to be allowable  
17 from the licensing services account.

18 (c) Applicants for certificates of ownership, including  
19 applicants paying fees under RCW 46.16.070 or 46.16.085, shall pay  
20 to the director, county auditor, or other agent a fee of four  
21 dollars in addition to any other fees required by law.

22 (d) The fees under (a) and (c) of this subsection, if paid to  
23 the county auditor as agent of the director, or if paid to a  
24 subagent of the county auditor, shall be paid to the county  
25 treasurer in the same manner as other fees collected by the county  
26 auditor and credited to the county current expense fund. If the fee  
27 is paid to another agent of the director, the fee shall be used by  
28 the agent to defray his or her expenses in handling the  
29 application.

30 (5) A subagent shall collect a service fee of (a) (~~seven~~)  
31 eight dollars and fifty cents for changes in a certificate of  
32 ownership, with or without registration renewal, or verification  
33 of record and preparation of an affidavit of lost title other than  
34 at the time of the title application or transfer and (b) three  
35 dollars and fifty cents for registration renewal only, issuing a  
36 transit permit, or any other service under this section.

37 (6) If the fee is collected by the state patrol as agent for  
38 the director, the fee so collected shall be certified to the state

1 treasurer and deposited to the credit of the state patrol highway  
2 account. If the fee is collected by the department of  
3 transportation as agent for the director, the fee shall be  
4 certified to the state treasurer and deposited to the credit of  
5 the motor vehicle fund. All such fees collected by the director or  
6 branches of his office shall be certified to the state treasurer  
7 and deposited to the credit of the highway safety fund.

8 (7) Any county revenues that exceed the cost of providing  
9 vehicle licensing and vessel registration and title activities in  
10 a county, calculated in accordance with the procedures in  
11 subsection (3)(d) of this section, shall be expended as determined  
12 by the county legislative authority during the process established  
13 by law for adoption of county budgets.

14 (8) The director may adopt rules to implement this section.

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